

JUL 13 2006

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**SCULLY, SCOTT, MURPHY
& PRESSER****Fax**

To: Examiner: Hoai V. Pham
Art Unit: 2814

From: Leslie S. Szivos, Ph.D.

Fax: 571-273-8300

Pages: 11 pages including fax cover sheet

Phone:

Date: 7/13/2006

Re: U.S. Patent Appln. 10/775,440
Filed: February 10, 2004
Docket: FIS920020146US2 (15928A)
Confirmation No. 9422

CC:

RESPONSE TO OFFICE ACTION

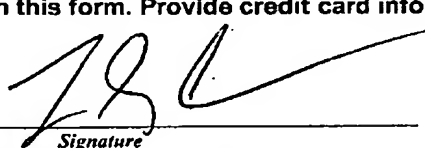
Please see the following documents:

1. Amendment Transmittal (in duplicate)
2. Authorization to charge IBM deposit account
3. Response Under 37 C.F.R. § 1.111 (7 pages)
4. Certificate of transmission by facsimile dated July 13, 2006

If you have any questions concerning this facsimile please contact Vivian Henriquez at 516-742-4343.
Thank you.

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JUL 13 2006

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No.	
Applicant(s): Jeffrey P. Gambino, et al.					FIS920020146US2 (15928A)	
Application No. 10/775,440	Filing Date February 10, 2004	Examiner Hoai V. Pham	Customer No. 23389	Group Art Unit 2814	Confirmation No. 9422	
Invention: LOW-K GATE SPACERS BY FLUORINE IMPLANTATION						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	5 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	2 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0458/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Signature						
Dated: July 13, 2006						
Leslie S. Szivos, Ph.D. Registration No. 39,394 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza - Suite 300 Garden City, New York 11530			<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p><p style="text-align: center;">(Date)</p><p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p><p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</p></div>			
CC:						

P11LARGE/REV09

JUL 13 2006

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No.	
Applicant(s): Jeffrey P. Gambino, et al.				FIS920020146US2 (15928A)	
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/775,440	February 10, 2004	Hoai V. Pham	23389	2814	9422

Invention: **LOW-K GATE SPACERS BY FLUORINE IMPLANTATION**COMMISSIONER FOR PATENTS:

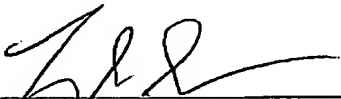
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TOTAL CLAIMS	5 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of _____
- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account **09-0458/IBM**
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ Payment by credit card. Form PTO-2038.

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Signature

Dated: July 13, 2006

Leslie S. Szivos, Ph.D.
Registration No. 39,394
SCULLY, SCOTT, MURPHY & PRESSER, P.C.
400 Garden City Plaza - Suite 300
Garden City, New York 11530

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CENTRAL FAX CENTER****JUL 13 2006****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Applicants:** Jeffrey P. Gambino, et al.**Examiner:** Hoai V. Pham**Serial No:** 10/775,440**Art Unit:** 2814**Filed:** February 10, 2004**Docket:** FIS920020146US2 (15928A)**Dated:** July 13, 2006**For:** LOW-K GATE SPACERS BY FLUORINE IMPLANTATION**Confirmation No:** 9422

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. § 1.111

Sir:

In response to the non-final Office Action dated April 13, 2006, applicants submit the following remarks for entry of record in the above-identified patent application.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this document is being filed in the United States Patent and Trademark Office on the date shown below via facsimile transmission to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 at United States Patent and Trademark Office facsimile transmission number (571) 273-8300.

Dated: July 13, 2006

Leslie S. Szivos, Ph.D.